

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X

SHAUNA JAMES,

Plaintiff,

-against-

MARRIOTT INTERNATIONAL, INC.

Defendant.

-----X

**CONTENTS OF STATE
COURT RECORD PURSUANT
TO LOCAL RULE 81.1(b)**

**DOCKET NO.:
08 CV 6669
(GEL) (HBP)**

Defendant, MARRIOTT INTERNATIONAL, INC. hereby files with the Clerk of the United States District Court, Southern District of New York, copies of all records and proceedings in the State Court file. These records are as follows:

1. Summons and Complaint, dated June 16th, 2008;
2. Affidavit of Service, dated July 1st, 2008;
3. Notice of Removal, dated July 24th, 2008;
4. Receipt for application for Index Number pursuant to

Section 8018, C.P.L.R.

DATED: Baldwin, New York
August 8th, 2008

Yours, etc.,

GREGORY E. BROWER (7780)
CHESNEY & MURPHY, LLP
Attorneys for Defendant
2305 Grand Avenue
Baldwin, New York 11510
(516) 378-1700

TO: MARK E. SEITELMAN LAW OFFICES, P.C.
Attorneys for Plaintiff
Office & P.O. Address
111 Broadway, 9th Floor
New York, New York 10006
(212) 962-2626
File No.: 08-0192

MAR 106\RECJR/me

COUNTY CLERK, NEW YORK COUNTYApplication for INDEX NUMBER pursuant to Section 8018,
C.P.L.R.**FEE \$210.00****INDEX NUMBER**

Do not write in this space.

Space below to be TYPED or PRINTED by applicant

TITLE OF ACTION OR PROCEEDING**CHECK ONE**☐COMMERCIAL
ACTION☐NOT
COMMERCIAL
ACTION☐CONSUMER
CREDIT
TRANSACTION☐NOT
CONSUMER
CREDIT
TRANSACTION☐THIRD
PARTY
ACTION☐NOT
THIRD
PARTY
ACTION**IF THIRD PARTY ACTION****MAIN INDEX NO.**Shauna James,
Plaintiff,
- against -Marriott International, Inc.,
Defendant**Name and address of
Attorney for Plaintiff
or Petitioner.****Telephone No.**

(212)

962-2626

Mark E. Seidman

111 Broadway, 9th Floor
New York, NY 10006**Name and address of
Attorney for Defendant
or Respondent.****Telephone No.**

08108531

**A. Nature and object of action or
Nature of special proceeding**

other

B. Application for Index Number filed by: Plaintiff ☐ Defendant ☐**C. Was a previous Third Party Action filed Yes ☐ No ☐**
Date filed

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

08 CV 6669

JUDGE LYNCH

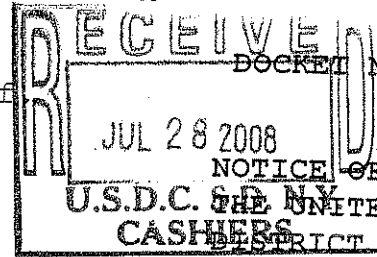
SHAUNA JAMES,

Plaintiff

-against-

MARRIOTT INTERNATIONAL, INC.,

Defendant.



DOCKET NUMBER:

NOTICE OF REMOVAL TO
THE UNITED STATES
DISTRICT COURT FOR
THE SOUTHERN DISTRICT
OF NEW YORK

Defendant, MARRIOTT INTERNATIONAL, INC., in the above-captioned action which was commenced in the Supreme Court of the State of New York, County of New York, gives notice that it is removing this action from the Supreme Court of the State of New York, County of New York, to this Court pursuant to 28 U.S.C. §1441.

1. A civil action has been commenced and is now pending against the defendant in the Supreme Court of the State of New York, County of New York, which action is entitled Shauna James v. Marriott International, Inc., bearing Index Number 108531/08.

2. On July 1, 2008, plaintiff served a copy of the Summons and Complaint upon the Secretary of State, State of New York, a copy of which is annexed hereto as Exhibit "1". Notice of service of process was received on behalf of Marriott International, Inc. by Corporation Service Company on July 7, 2008. The summons and complaint (Exhibit "1") constitutes copies of all initial process, pleadings and other papers served upon such defendant in this

action.

3. The above-described action is a civil action of which this Court has original jurisdiction under 28 U.S.C. §1332 and is one which may be removed to this Court by defendant under 28 U.S.C. §1332 and 28 U.S.C. §1441 in that:

a. Upon information and belief, plaintiff is a citizen and resident of County of Wake, State of North Carolina.

b. Defendant, Marriott International, Inc. is incorporated in the State of Delaware, with its principal place of business in the State of Maryland.

c. Upon information and belief, the amount in controversy herein exceeds \$75,000, exclusive of interest and costs. The plaintiff in the Complaint alleges in paragraph 21 that she was caused to suffer "serious injuries and to have suffered pain, shock and mental anguish; that these injuries and their effects will be permanent; and as a result of said injuries, plaintiff has been caused to incur, and will continue to incur, expenses for medical care and attention; and, as a further result, plaintiff was and will continue to be, rendered unable to perform plaintiff's normal activities and duties and has sustained the resultant loss therefrom." The plaintiff further alleges in paragraph 22 of the complaint that "...plaintiff was damaged in a sum which exceeds the jurisdictional limits of all lower Courts which otherwise would have jurisdiction." The defendant denies

these allegations.

d. The initial pleadings in this matter were received by defendant on July 7, 2008.

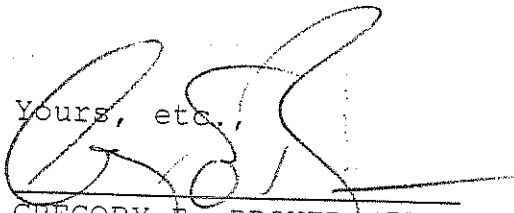
e. The incident in question took place in New York, New York.

4. Accordingly, the parties are of diverse citizenship, the amount in controversy exceeds \$75,000 exclusive of interest and costs and federal jurisdiction is appropriate pursuant to 28 U.S.C. §1332.

WHEREFORE, the defendant, MARRIOTT INTERNATIONAL, INC., gives notice that the above-captioned action now pending against them in the Supreme Court of the State of New York, County of New York, is removed to this court.

DATED: Baldwin, New York
July 24, 2008

Yours, etc.,


GREGORY E. BROWER (7780)
CHESNEY & MURPHY, LLP
Attorneys for Defendant
Office & P.O. Address
2305 Grand Avenue
Baldwin, New York 11510
(516) 378-1700

TO: MARK E. SEITELMAN
LAW OFFICES, P.C.
Attorneys for Plaintiff
Office & P.O. Address
111 Broadway, 9th Floor
New York, New York 10006
(212) 962-2626

MAR105 GEB/ct

EXHIBIT "1"

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

SHAUNA JAMES,

Plaintiff,

-against-

MARRIOTT INTERNATIONAL, INC.,

Defendant.

Index No.: 108531/08
Date Purchased: 6/19/08
SUMMONS

Plaintiff designates
New York County as
the place of trial.

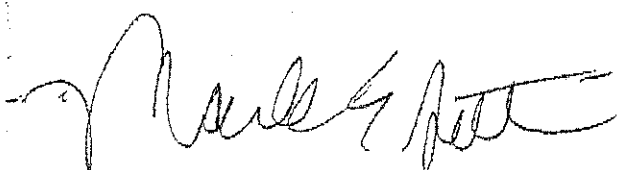
The basis of venue
is:
location of incident

Plaintiff resides
at:
2909 Mark Oak Court
Raleigh, NC 27610

To the above named Defendants:

You are hereby summoned to answer the complaint in this action, and to serve a copy of your answer, or, if the complaint is not served with this summons, to serve a notice of appearance on the Plaintiff's attorneys within twenty days after the service of this summons, exclusive of the day of service, where service is made by delivery upon you personally within the state, or, within 30 days after completion of service where service is made in any other manner. In case of your failure to appear or answer, judgment will be taken against you by default for the relief demanded in the complaint.

Dated: New York, New York
June 16, 2008


MARK E. SEITELMAN LAW OFFICES, P.C.
Attorneys for Plaintiff
111 Broadway, 9th Floor
New York, NY 10006
(212) 962-2626

NEW YORK
COUNTY CLERKS OFFICE

TO: MARRIOTT INTERNATIONAL, INC.
c/o The Prentice Hall Corporation System Inc
80 State Street
Albany, New York 12207

JUN 19 2008

NOT COMPARED
WITH COPY FILE

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

-----X
SHAUNA JAMES,

Plaintiff,

-against-

VERIFIED COMPLAINT

MARRIOTT INTERNATIONAL, INC.,

Defendant.
-----X

Plaintiff by her attorneys, MARK E. SEITELMAN LAW OFFICES, P.C. complaining of the Defendant, respectfully alleges, upon information and belief:

1. Plaintiff resides at 2909 Mark Oak Court, Raleigh, North Carolina 27610.
2. That at all times herein mentioned, the Defendant MARRIOTT INTERNATIONAL, INC. was and still is a foreign corporation duly authorized to ~~do business~~ **NEW YORK** in the State of New York.
COUNTY CLERK'S OFFICE
3. That at all times herein mentioned, the Defendant MARRIOTT INTERNATIONAL, INC., main **NOT COMPARED** address c/o The Prentice Hall Corporation System Inc., 80 State Street, Albany, New York 12207.
JUN 18 2008
WITH COPY FILE
4. That at all times herein mentioned, the Defendant MARRIOTT INTERNATIONAL, INC. maintained a principal place of business in the County of , State of New York.
5. That at all times herein mentioned, the Defendant, MARRIOTT INTERNATIONAL, INC. was, and still is, a resident of the State of New York.

6. That at all times herein mentioned, the Defendant MARRIOTT INTERNATIONAL, INC. was and still is a domestic corporation duly organized and existing under and by virtue of the laws of the State of New York.

7. That at all times herein mentioned, the Defendant MARRIOTT INTERNATIONAL, INC. was and still is a foreign corporation duly authorized to do business in the State of New York.

8. That at all times herein mentioned, the Defendant, MARRIOTT INTERNATIONAL, INC. was in the hotel industry.

9. On and before May 14, 2006 one of the Defendant, MARRIOTT INTERNATIONAL, INC.'s hotels was the Marriott Marquis located at 1535 Broadway, New York, New York 10036.

10. On and before May 14, 2006 said Marriott Marquis included a restaurant called The View.

11. That at all times herein mentioned, the Defendant, MARRIOTT INTERNATIONAL, INC. owned said hotel including said restaurant.

12. That at all times herein mentioned, and upon information and belief, the Defendant, MARRIOTT INTERNATIONAL, INC. managed the aforesaid hotel and restaurant.

13. That at all times herein mentioned, and upon information and belief, the Defendant, MARRIOTT INTERNATIONAL, INC. maintained the aforesaid hotel and restaurant.

14. That at all times herein mentioned, and upon information and belief, the Defendant, MARRIOTT INTERNATIONAL, INC. controlled the aforesaid hotel and restaurant.

15. That at all times herein mentioned, and upon information and belief, the Defendant, MARRIOTT INTERNATIONAL, INC. supervised the aforesaid hotel and restaurant.

16. That at all times herein mentioned, and upon information and belief, the Defendant, MARRIOTT INTERNATIONAL, INC. inspected the aforesaid hotel and restaurant.

17. On May 14, 2006 Plaintiff was a lawful patron at the aforesaid restaurant.

18. On May 14, 2006, while plaintiff was a lawful patron at the aforesaid restaurant she was misinformed as to the contents or presence of nuts in the desserts and as a consequence had an allergic reaction to same resulting in serious personal injuries and medical expenses.

19. The above mentioned occurrence, and the results thereof, were caused by the negligence of the Defendants and/or said Defendants' agents, servants, employees and/or licensees in the ownership, operation, management, supervision, maintenance and control of the aforesaid hotel and restaurant.

20. That no negligence on the part of the Plaintiff contributed to the occurrence alleged herein in any manner whatsoever.

21. That by reason of the foregoing, Plaintiff was caused to sustain serious injuries and to have suffered pain, shock and mental anguish; that these injuries and their effects will be permanent; and as a result of said injuries Plaintiff has been caused to incur, and will continue to

incur, expenses for medical care and attention; and, as a further result, Plaintiff was, and will continue to be, rendered unable to perform Plaintiff's normal activities and duties and has sustained a resultant loss therefrom.

22. That as a result of the foregoing, Plaintiff was damaged in a sum which exceeds the jurisdictional limits of all lower courts which would otherwise have jurisdiction.

WHEREFORE, Plaintiff demands judgment against the Defendants herein, in a sum exceeding the jurisdictional limits of all lower courts which would otherwise have jurisdiction, together with the costs and disbursements of this action.

Dated New York, New York
June 16, 2008

Yours, etc.,



MARK E. SEITELMAN LAW OFFICES, P.C.
Attorneys for Plaintiff
111 Broadway, 9th Floor
New York, NY 10006
(212) 962-2626

ATTORNEY'S VERIFICATION

MARK E. SEITELMAN, an attorney duly admitted to practice before the Courts of the State of New York, affirms the following to be true under the penalties of perjury:

I am an attorney at MARK E. SEITELMAN LAW OFFICES, P.C., attorneys of record for plaintiff. I have read the annexed Complaint and know the contents thereof, and the same are true to my knowledge, except those matters therein which are stated to be alleged upon information and belief, and as to those matters I believe them to be true. My belief, as to those matters therein not stated upon knowledge, is based upon facts, records, and other pertinent information contained in my files.

The reason this verification is made by me and not plaintiff(s) is that plaintiff(s) is/are not presently in the county wherein the attorneys for the plaintiff(s) maintain their offices.

Dated: New York, New York
June 16, 2008


MARK E. SEITELMAN

CAMI TURCHIN, being duly sworn deposes and says:

That deponent is not a party to this action, is over 18 years of age, and resides in Rockville Centre, New York.

That on **July 28, 2008**, deponent served the within **NOTICE THAT NOTICE OF REMOVAL HAS BEEN FILED** by filing the same in a sealed envelope, with postage prepaid thereon, in a post-office or official depository of the United States Postal Service within the State of New York, addressed to the last known address of the addressee(s) as indicated below:

VIA REGULAR MAIL

MARK E. SEITELMAN

LAW OFFICES, P.C.

Attorneys for Plaintiff

111 Broadway, 9th Floor

New York, New York 10006

VIA FEDERAL EXPRESS # 861885547095

MARK E. SEITELMAN

LAW OFFICES, P.C.

Attorneys for Plaintiff

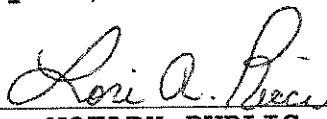
111 Broadway, 9th Floor

New York, New York 10006



CAMI TURCHIN

Sworn to before me on
July 28, 2008



NOTARY PUBLIC

LORI A. RICCI
Notary Public, State of New York
No. 01R15050242
Qualified in Nassau County
Commission Expires Oct. 2, 20**09**

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

SHAUNA JAMES,
Plaintiff,
-against-
MARRIOTT INTERNATIONAL, INC.,
Defendant.

FILED
AUG 01 2008
NEW YORK
COUNTY CLERK'S OFFICE

NOTICE THAT NOTICE OF REMOVAL HAS BEEN FILED

CHESNEY & MURPHY, LLP
Attorneys for Defendant

Office and Post Office Address, Telephone
2305 GRAND AVENUE
BALDWIN, NEW YORK 11510
(516) 378-1700
FAX (516) 378-7633

MAR105/GEB-ct

To

Signature (Rule 130-1.1-a)

Attorney(s) for

Print name beneath

Service of a copy of the within

is hereby admitted.

Dated,

Attorney(s) for

Please take notice

☐ NOTICE OF ENTRY

that the within is a (certified) true copy of a
duly entered in the office of the clerk of the within named court on

☐ NOTICE OF SETTLEMENT

that an order
settlement to the HON.
of the within named court, at
on

at

M

of which the within is a true copy will be presented for
one of the judges

Dated,

Yours, etc.

CHESNEY & MURPHY, LLP

Attorneys for

To

Attorney(s) for

Office and Post Office Address
2305 GRAND AVENUE
BALDWIN, NEW YORK 11510

AFFIDAVIT OF SERVICE THROUGH THE SECRETARY OF STATE

Index # 108531/08

Purchased/Filed: June 19, 2008

STATE OF NEW YORK

SUPREME COURT

NEW YORK COUNTY

Shauna James

Plaintiff

against

Marriott International, Inc.

Defendant

STATE OF NEW YORK
COUNTY OF ALBANY

SS.:

Jessica Miller, being duly sworn, deposes and says: deponent is over the age of eighteen (18) years; that on July 1, 2008, at 2:00pm, at the office of the Secretary of State of the State of New York in the City of Albany, New York deponent served the annexed

Summons and Verified Complaint

on

Marriott International, Inc., theDefendant in this action, by delivering to and leaving with Chad Matice,

AUTHORIZED AGENT in the Office of the Secretary of State, of the State of New York, personally at the Office of the Secretary of State of the State of New York, 2 true copies thereof and that at the time of making such service, deponent paid said Secretary of State a fee of 40 dollars; That said service was made pursuant to Section 306 Business Corporation Law.

Deponent further says that deponent knew the person so served as aforesaid to be the agent in the Office of the Secretary of State of the State of New York, duly authorized to accept such service on behalf of said defendant.

Description of the person served: Approx. Age: 28 Approx. Wt: 200 Approx. Ht: 6'0"Color of skin: White Hair color: Brown Sex: M Other: FILED

Sworn to before me on this

3rd day of July, 2008

DONNA M. TIDINGS

NOTARY PUBLIC, State of New York
No. 01TI4898570, Qualified in Albany County
Commission Expires June 15, 2011

Jessica Miller

Invoice•Work Order # SP0806267

SERVICO. INC. - PO BOX 871 - ALBANY, NEW YORK 12201 - PH 518-463-4179

Index № 108531/08

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

SHAUNA JAMES,

Plaintiff,

-against-

MARRIOTT INTERNATIONAL, INC.,

Defendant.

AFFIDAVIT OF SERVICE

MARK E. SEITELMAN
LAW OFFICES, P.C.

ATTORNEY FOR

Plaintiff

111 BROADWAY
9TH FLOOR
NEW YORK, NY 10006

(1-212) 962-2626
FAX: (1-212) 962-5050

FILED

JUL 15 2008

NEW YORK
COUNTY CLERKS OFFICE

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

-----X
SHAUNA JAMES,

Plaintiff,

-against-

MARRIOTT INTERNATIONAL, INC.,

Defendant.
-----X

Index No.: 108531/08
Date Purchased: 6/19/08
SUMMONS

Plaintiff designates
New York County as
the place of trial.

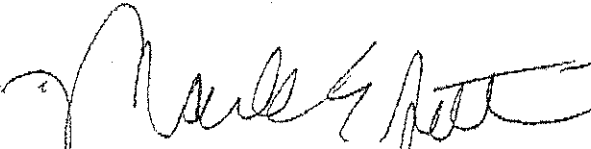
The basis of venue
is:
location of incident

Plaintiff resides
at:
2909 Mark Oak Court
Raleigh, NC 27610

To the above named Defendants:

You are hereby summoned to answer the complaint in this action, and to serve a copy of your answer, or, if the complaint is not served with this summons, to serve a notice of appearance on the Plaintiff's attorneys within twenty days after the service of this summons, exclusive of the day of service, where service is made by delivery upon you personally within the state, or, within 30 days after completion of service where service is made in any other manner. In case of your failure to appear or answer, judgment will be taken against you by default for the relief demanded in the complaint.

Dated: New York, New York
June 16, 2008


MARK E. SEITELMAN LAW OFFICES, P.C.
Attorneys for Plaintiff
111 Broadway, 9th Floor
New York, NY 10006
(212) 962-2626

TO: MARRIOTT INTERNATIONAL, INC.
c/o The Prentice Hall Corporation System Inc.
80 State Street
Albany, New York 12207

NEW YORK
COUNTY CLERK'S OFFICE

JUN 19 2008

NOT COMPARED
WITH COPY FILE

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

-----X
SHAUNA JAMES,

Plaintiff,

-against-

VERIFIED COMPLAINT

MARRIOTT INTERNATIONAL, INC.,

Defendant.
-----X

Plaintiff by her attorneys, MARK E. SEITELMAN LAW OFFICES, P.C. complaining of the Defendant, respectfully alleges, upon information and belief:

1. Plaintiff resides at 2909 Mark Oak Court, Raleigh, North Carolina 27610.

2. That at all times herein mentioned, the Defendant MARRIOTT INTERNATIONAL, INC. was and still is a foreign corporation duly authorized to do business in the State of New York.

NEW YORK
COUNTY CLERK'S OFFICE

3. That at all times herein mentioned, the Defendant MARRIOTT INTERNATIONAL, INC., maintains its principal place of business at address c/o The Prentice Hall Corporation System Inc., 80 State Street, Albany, New York 12207.

JUN 19 2008

NOT COMPARED
WITH COPY FILE

4. That at all times herein mentioned, the Defendant MARRIOTT INTERNATIONAL, INC. maintained a principal place of business in the County of , State of New York.

5. That at all times herein mentioned, the Defendant, MARRIOTT INTERNATIONAL, INC. was, and still is, a resident of the State of New York.

6. That at all times herein mentioned, the Defendant MARRIOTT INTERNATIONAL, INC. was and still is a domestic corporation duly organized and existing under and by virtue of the laws of the State of New York.

7. That at all times herein mentioned, the Defendant MARRIOTT INTERNATIONAL, INC. was and still is a foreign corporation duly authorized to do business in the State of New York.

8. That at all times herein mentioned, the Defendant, MARRIOTT INTERNATIONAL, INC. was in the hotel industry.

9. On and before May 14, 2006 one of the Defendant, MARRIOTT INTERNATIONAL, INC.'s hotels was the Marriott Marquis located at 1535 Broadway, New York, New York 10036.

10. On and before May 14, 2006 said Marriott Marquis included a restaurant called The View.

11. That at all times herein mentioned, the Defendant, MARRIOTT INTERNATIONAL, INC. owned said hotel including said restaurant.

12. That at all times herein mentioned, and upon information and belief, the Defendant, MARRIOTT INTERNATIONAL, INC. managed the aforesaid hotel and restaurant.

13. That at all times herein mentioned, and upon information and belief, the Defendant, MARRIOTT INTERNATIONAL, INC. maintained the aforesaid hotel and restaurant.

14. That at all times herein mentioned, and upon information and belief, the Defendant, MARRIOTT INTERNATIONAL, INC. controlled the aforesaid hotel and restaurant.

15. That at all times herein mentioned, and upon information and belief, the Defendant, MARRIOTT INTERNATIONAL, INC. supervised the aforesaid hotel and restaurant.

16. That at all times herein mentioned, and upon information and belief, the Defendant, MARRIOTT INTERNATIONAL, INC. inspected the aforesaid hotel and restaurant.

17. On May 14, 2006 Plaintiff was a lawful patron at the aforesaid restaurant.

18. On May 14, 2006, while plaintiff was a lawful patron at the aforesaid restaurant she was misinformed as to the contents or presence of nuts in the desserts and as a consequence had an allergic reaction to same resulting in serious personal injuries and medical expenses.

19. The above mentioned occurrence, and the results thereof, were caused by the negligence of the Defendants and/or said Defendants' agents, servants, employees and/or licensees in the ownership, operation, management, supervision, maintenance and control of the aforesaid hotel and restaurant.

20. That no negligence on the part of the Plaintiff contributed to the occurrence alleged herein in any manner whatsoever.

21. That by reason of the foregoing, Plaintiff was caused to sustain serious injuries and to have suffered pain, shock and mental anguish; that these injuries and their effects will be permanent; and as a result of said injuries Plaintiff has been caused to incur, and will continue to

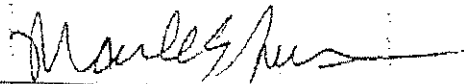
incur, expenses for medical care and attention; and, as a further result, Plaintiff was, and will continue to be, rendered unable to perform Plaintiff's normal activities and duties and has sustained a resultant loss therefrom.

22. That as a result of the foregoing, Plaintiff was damaged in a sum which exceeds the jurisdictional limits of all lower courts which would otherwise have jurisdiction.

WHEREFORE, Plaintiff demands judgment against the Defendants herein, in a sum exceeding the jurisdictional limits of all lower courts which would otherwise have jurisdiction, together with the costs and disbursements of this action.

Dated New York, New York
June 16, 2008

Yours, etc.,



MARK E. SEITELMAN LAW OFFICES, P.C.
Attorneys for Plaintiff
111 Broadway, 9th Floor
New York, NY 10006
(212) 962-2626

ATTORNEY'S VERIFICATION

MARK E. SEITELMAN, an attorney duly admitted to practice before the Courts of the State of New York, affirms the following to be true under the penalties of perjury:

I am an attorney at MARK E. SEITELMAN LAW OFFICES, P.C., attorneys of record for plaintiff. I have read the annexed Complaint and know the contents thereof, and the same are true to my knowledge, except those matters therein which are stated to be alleged upon information and belief, and as to those matters I believe them to be true. My belief, as to those matters therein not stated upon knowledge, is based upon facts, records, and other pertinent information contained in my files.

The reason this verification is made by me and not plaintiff(s) is that plaintiff(s) is/are not presently in the county wherein the attorneys for the plaintiff(s) maintain their offices.

Dated: New York, New York
June 16, 2008


MARK E. SEITELMAN

CAMI TURCHIN, being duly sworn deposes and says:

That deponent is not a party to this action, is over 18 years of age, and resides in Rockville Centre, New York.

That on **July 28, 2008**, deponent served the within **NOTICE THAT NOTICE OF REMOVAL HAS BEEN FILED** by filing the same in a sealed envelope, with postage prepaid thereon, in a post-office or official depository of the United States Postal Service within the State of New York, addressed to the last known address of the addressee(s) as indicated below:

VIA REGULAR MAIL

MARK E. SEITELMAN

LAW OFFICES, P.C.

Attorneys for Plaintiff

111 Broadway, 9th Floor

New York, New York 10006

VIA FEDERAL EXPRESS # 861885547095

MARK E. SEITELMAN

LAW OFFICES, P.C.

Attorneys for Plaintiff

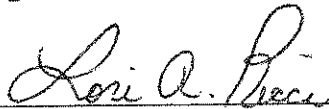
111 Broadway, 9th Floor

New York, New York 10006



CAMI TURCHIN

Sworn to before me on
July 28, 2008



NOTARY PUBLIC

LORI A. RICCI
Notary Public, State of New York
No. 01R15050242
Qualified in Nassau County
Commission Expires Oct. 2, 2009

Index No. 08031708 Year RJI No. Hon.
SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

SHAUNA JAMES,

Plaintiff,

-against-

MARRIOTT INTERNATIONAL, INC.,

Defendant.

FILED
AUG 01 2008
NEW YORK
COUNTY CLERK'S OFFICE

NOTICE THAT NOTICE OF REMOVAL HAS BEEN FILED

CHESNEY & MURPHY, LLP

Attorneys for Defendant

Office and Post Office Address, Telephone

2305 GRAND AVENUE

BALDWIN, NEW YORK 11510

(516) 378-1700

FAX (516) 378-7633

MAR105/GEB-ct

To

Signature (Rule 130-1.1-a)

Attorney(s) for

Print name beneath

Service of a copy of the within

is hereby admitted.

Dated,

Attorney(s) for

Please take notice

☐ NOTICE OF ENTRY

that the within is a (certified) true copy of a
duly entered in the office of the clerk of the within named court on

☐ NOTICE OF SETTLEMENT

that an order
settlement to the HON.
of the within named court, at
on

of which the within is a true copy will be presented for
one of the judges

at

M

Dated,

Yours, etc.

CHESNEY & MURPHY, LLP

Attorneys for

To

Office and Post Office Address

2305 GRAND AVENUE

BALDWIN, NEW YORK 11510

Attorney(s) for